

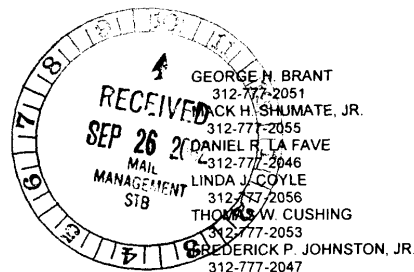
**UNION PACIFIC RAILROAD COMPANY**

LAW DEPARTMENT  
101 NORTH WACKER DRIVE, SUITE 1920  
CHICAGO, ILLINOIS 60606  
FAX NO. 312-777-2065

RONALD J. CUCHNA  
GENERAL SOLICITOR  
312-777-2040



September 25, 2002



206269

**VIA UPS OVERNIGHT DELIVERY**

Mr. Vernon Williams, Secretary  
Surface Transportation Board  
1925 "K" Street, N.W.  
Washington, DC 20423-0001

**ENTERED**  
**Office of Proceedings**

**SEP 26 2002**

**Part of**  
**Public Record**

**RE: Notice of Consummation, Acknowledgment of NITU and Notice of Discontinuance with regard to applicable segments of the Line -- Docket No. AB-33 (Sub-No. 167X), Union Pacific Railroad Company - Abandonment and Discontinuance Exemption - In Cook County, IL (Skokie Industrial Lead in Skokie, IL)**

Dear Mr. Williams:

This is to advise the Surface Transportation Board (the "Board") that the Union Pacific Railroad Company ("UPRR"), with regard to the subject abandonment and discontinuance exemption, has consummated the abandonment of the segment of the Skokie Industrial Lead (the "Line") in Skokie, Illinois, from M.P. 12.60 to M.P. 12.81 (segment to be sold to HCGK Trust or the "HCGK Trust Segment") pursuant to authority granted in the Board's Decision and Notice of Interim Trail Use or Abandonment decided August 21, 2002, and served on August 23, 2002. That segment of the Line from M.P. 12.81 to M.P. 13.64 (the "South Segment"), including the bridges, trestles, culverts and tunnels (but not track and track materials), shall be left intact for a period of 180 days to enable any state or local government agency or other interested person to negotiate the acquisition of this South Segment of the Line for public use. The UPRR is currently negotiating with the Village of Skokie, Illinois, for acquisition of all or a portion of this segment of the Line in accordance with the Notice of Interim Trail Use. The UPRR also hereby advises the Board that it is discontinuing service over the 8.06 mile portion of the Line between M.P. 13.64 to 21.70 (the "Northern Segment").

The Board's decision imposed four conditions with regard to the abandonment and discontinuance of the Line as follows:

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1. That the UPRR retain its interest in the South Segment of the Line, including the HCGK Trust Segment until completion of the Section 106 process of the National Historic Preservation Act, 16 U.S.C. §470(f);
2. That the UPRR notify the National Geological Survey 90 days prior to commencement of any planned activities that will disturb or destroy the geodetic station marker identified on the South Segment, including the HCGK Trust Segment of the Line in order to plan for its relocation;
3. Leave in tact all of the right-of-way between M.P. 12.81 and M.P. 13.64, including bridges, trestles, culverts and tunnels (but not track and track materials), for a period of 180 days from the effective date of this Decision and Notice to enable any state or local government agency or other interested person to negotiate the acquisition of the South Segment, exclusive of the HCGK Trust Segment, of the Line for public use; and
4. Comply with the terms and conditions for implementing trail use rail banking procedures as set forth in the order.

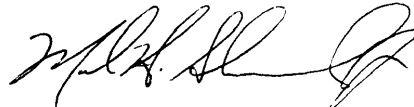
With regard to the first condition, this Board has received a filing dated September 13, 2002, from the Illinois Historic Preservation Agency indicating that there is no historic presentation interest to be protected with regard to the entire Line. With regard to the second condition, the UPRR has received a letter from the United States Department of Commerce, National Geodetic Survey, dated March 29, 2001, indicating that the area in question has one geodetic marker on the South Segment of the Line. This marker is not within the HCGK Trust Segment of the Line for which consummation of abandonment is sought and will not be disturbed by the physical abandonment procedures. With regard to the third condition, the UPRR will leave intact all right-of-way between M.P. 12.81 and M.P. 13.64, excluding track and track materials, for the 180 day period from the effective date of the Board's Decision and Notice. With regard to the fourth condition, the UPRR is complying with the terms and conditions for implementing interim trail use/rail banking procedures as set forth in the Decision and Notice regarding the Northern Segment of the Line between M.P. 12.81 and M.P. 13.64. In addition, the

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UPRR is not aware of any offer of financial assistance that has been filed with the Board by the deadline date of August 30, 2002.

An additional ten (10) copies of this letter are enclosed for the Board's use and distribution.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read 'Mack H. Shumate, Jr.', with a stylized flourish at the end.

Mack H. Shumate, Jr.  
Senior General Attorney

cc: Rail Services Update  
6343 Merritt Ridge  
Madison, WI 53718-3118